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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/034,210  
Filing Date: December 28, 2001  
Applicant: Sean A. Bannon  
Group Art Unit: 3616  
Examiner: George D. Spisich  
Title: STEERING COLUMN WITH ROTARY TILT  
MECHANISM AND METHOD OF INSTALLATION  
Attorney Docket: 706178US1

OFFICIAL

Commissioner for Patents  
Alexandria, VA 22313

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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8)

Date of transmission: 9/4/03

I hereby certify that this paper is being facsimile transmitted to Art Unit 3616 of the United States Patent and Trademark Office at fax number 703-872-9326 on the date indicated above.

Susan J. Sidwell  
NAME OF PERSON MAILING PAPER

Susan J. Sidwell  
SIGNATURE

This is in response to the Office Action mailed August 29, 2003, requiring election of one of the following inventions:

- I. Claims 1-10, drawn to a steering column assembly classified in class 280, subclass 775.
- II. Claims 11-23, drawn to a method of installing a steering column assembly, classified in class 29, subclass 428.

Applicants provisionally elect prosecution of claims 1-10, invention I, drawn to an articulated, tiltable steering column, with traverse.

The Examiner has identified the step of using an adhesive, found in one of the dependent claims drawn to a method of installing, as a distinguishing element between the two identified inventions, saying that "the product could be installed by a different method..." This is not the standard cited by the Examiner as MPEP § 806.05(f).

Applicants point out that the use of an adhesive is disclosed in the specification. Further, the inclusion of the step of using such adhesive in the invention II dependent claim does not support the assertion that "the product as claimed can be made by another and materially different process (the actual standard asserted by the Examiner)." Applicants argue, first, that the additional step of using an adhesive is not a "materially different" process for installing the product. Even if such were the case, however, the independent method claims (11 and 17) are not restricted to the use of an adhesive, as this step is only found in dependent claims 15 and 21.

Prompt and favorable consideration of this response is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 944-6522.

Respectfully submitted,

**OFFICIAL**

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Dated: 9/4/2003

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